

BOY SCOUTS OF AMERICA

DATE 11/20/85

FULL NAME Gerald Wayne Gunter SOCIAL SECURITY NUMBER [REDACTED]
 (No initials if you can possibly get full name)
 ADDRESS [REDACTED]
 CITY Ashland STATE Oregon ZIP CODE 97520
 DATE OF BIRTH 1-27-49 (This is important and should be exact)
 APPROXIMATE AGE _____ (To be used ONLY when date of birth is not known)
 RELIGION _____ NATIONALITY U. S. Citizen
 OCCUPATION Farm Hand
 EDUCATION Unknown
 WEIGHT 200 HEIGHT 5' 11" RACE Caucasian
 COLOR OF HAIR Brown COLOR OF EYES Brown
 OUTSTANDING CHARACTERISTICS OR INTERESTS _____
 MARRIED OR SINGLE Single CHILDREN none
 (Number, ages, and names, if possible)
 NAME OF SPOUSE none

SCOUTING CONNECTIONS:

UNIT #	CITY	STATE	POSITION	DATE REGISTERED	DATE RESIGNED
Troop 112	Ashland	Oregon	SA	12/84	

SPECIAL RECOGNITION _____

SUSPENDED OR DENIED REGISTRATION FOR FOLLOWING REASONS:

SPECIFY THE FACTS WHICH LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE OR SPECULATION):

Mr. Gunter pleaded guilty to a charge of sexual abuse II on Oct. 25, 1985. He was sentenced to 6 months in the county jail and 5 years probation. He is to go off probation Oct. 25, 1990.

STARON

JUL 25 1985

NOTED

JAN 28 '86

JOSEPH L. ANGLIM

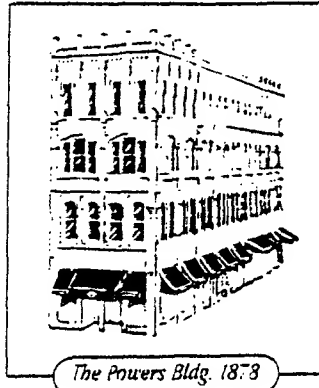
Signed Edwin A. Wainch
SCOUT EXECUTIVECouncil Ooster Lake #491RS-509
4/14/83-nah

CONF024865

BODYFELT MOUNT STROUP & CHAMBERLAIN

Attorneys at Law

E. Richard Bodyfelt
Barry M. Mount
Roger K. Stroup
Peter R. Chamberlain
Kathryn R. Janssen
Richard A. Lee



300 Powers Building

Portland, Oregon 97204-33

July 28, 1987

Ms. Debra C. Duhs
Assistant Director
Insurance & Risk Management
Boy Scouts of America
1325 Walnut Hill Lane
Irving, TX 75038-3096

Dear Debra:

Re: Hisey v. B.S.A.

I thought I should report immediately regarding the documents I received from the Jackson County District Court in response to my request for Gunter's criminal file.

It appears that on June 21, 1985, Gunter was charged with sexual abuse in the second degree. On September 11, 1985 he was convicted after a guilty plea. He was sentenced to five years in prison but the sentence was suspended on the following terms: Supervision by the Oregon Corrections Division, six months in jail, payment of restitution and attorney's fees, remain a law abiding citizen, complete the sex offender program -- alcohol treatment, no contact with minor children and no contact with Boy Scouts of America organization.

Subsequent to the October, 1985 sentencing Mr. Gunter has been in trouble with the law on several occasions. He apparently wrote an NSF check, he was charged with theft in the first degree, and he was picked up for other thefts which caused the court to have a hearing on his probation status.

In the process of reviewing Gunter's probation status, his probation officer prepared two "special reports". I enclose both reports, one of which is dated July 24, 1986 and the other of which is dated April 3, 1986. Please pay particular attention to the later report which summarizes the results of Mr. Gunter's polygraph examinations. It is with great regret that I see Mr. Gunter confessing to extensive sexual contact of a very

NOT MANAGING

1987

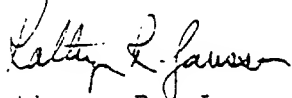
CONF024866

Ms. Debra C. Duhs
July 28, 1987
Page 2

serious nature with [REDACTED] who, as [REDACTED], is the plaintiff in this case. I also see warning signs of several other potential suits.

It was not clear to me whether you were aware of the extensiveness of Mr. Gunter's activities and I thought you should see this report. When Mr. Gunter was first charged he was simply charged with sexual abuse in the second degree, which does not include a violation as serious as what is referred to in the April, 1987 special report of Mr. Sam Olsen. It seems to me that perhaps the extent of the conduct was not known at the time of the charge. I suppose we will find out more about this during discovery.

Very truly yours,



Kathryn R. Janssen

KRJ:de

ccs: Mr. Bart Currie (43 10 62)
Mr. Ed Weiseth

OREGON CORRECTIONS DIVISION
FIELD SERVICES

PURPOSE OF REPORT:

Violation
Special

DATE: April 3, 1987
BY: Sam Olsen
Parole and Probation
Officer; Medford
Branch Office
Phone: [REDACTED]

*File in case
RBW*

IDENTIFYING DATA:

Name: GUNTER, Gerald Wayne
Address: [REDACTED], Ashland, OR
SID #: [REDACTED]
Case Type: CJ Probation
DOB/Age: 01.27.49; age 38
Crime: SEXUAL ABUSE SECOND DEGREE
Sentence: 5 years probation
County/Docket #: Jackson #85-14847-C
Judge: R. B. White
Expiration Date: 10.28.90

*RBW
4-28*

LEGAL RESUME:

On October 29, 1985, imposition of sentence was suspended for five years with probation supervision by the Oregon Corrections Division subject to their standard conditions with the following special conditions: Level II supervision; six months jail; \$20.00 CIC; \$940.00 restitution; \$228.00 attorney fees at \$30.00 per month; sex offender treatment program; no contact with minors; no contact with Boy Scouts Of America Organization; remain a law-abiding citizen.

ALLEGATIONS:

1. Mr. Gunter is in violation of a special condition which states, "Remain a law-abiding citizen," in that he has stolen several items.

SUBSTANTIATION OF ALLEGATIONS:

1. Mr. Gunter has revealed that he has taken several items from his former employer, [REDACTED], Ashland, Oregon. These items include the following: \$100.00 cash from customer purchases; snow mobile parts taken from the station without paying for them; \$30.00 worth of gasoline; tires on his vehicle; bundles of paper towels; four sets of chain tightners; and loose change for soda pop. On 04.01.87, Mr. Gunter admitted that he had taken the above items and he was directed to make full restitution to his former employer.

OREGON CORRECTIONS DIVISION
FIELD SERVICES

PURPOSE OF REPORT: Special Information

DATE: July 24, 1986

BY: Sam S. Olsen
Parole and Probation Officer
Medford Branch Office

IDENTIFYING DATA:

Name: GUNTER, Gerald Wayne
Address: [REDACTED]
SID #: Ashland, Oregon
Case Type: 6707258
DOB/Age: CJ Probation
Crime: 01.27.49/37
Sentence: Sex Abuse Second Degree
County/Docket #: 5 years probation
Judge: Jackson/85-14847-C
Expiration Date: R. B. White
10.28.90

Yfw

LEGAL RESUME:

On October 29, 1985 imposition of sentence was suspended for five years with probation supervision by the Oregon Corrections Division subject to their standard conditions with the following special conditions: Level II supervision; six months jail; \$10.00 CIC; \$940.00 restitution; \$238.00 attorney fees at \$30.00 a month; sex offender treatment program; no contact with minors; no contact with Boy Scouts of America organization; law-abiding citizen.

PRESENT SITUATION:

Mr. Gunter has been arraigned on a charge of Theft In The First Degree arising out of the alleged theft of a utility trailer in Ashland, Oregon. Mr. Gunter approached a friend of his for the purposes of borrowing a utility trailer which was located in a trailer park in Ashland. The friend told Mr. Gunter that he did not know who owned the trailer but Mr. Gunter could take one of the three trailers present. Mr. Gunter returned a day later and found the trailer which he had been given permission to take locked and subsequently took the adjacent trailer. The owner of the trailer reported it stolen to the Ashland Police Department, and approximately one month after taking the trailer Mr. Gunter returned it to the location from which it was taken.

Mr. Gunter admits taking the trailer but claims he had no intent of stealing it. He claims he received permission and upon learning that the trailer had to be returned, immediately returned it. Mr. Gunter does state that he did not have permission from the owner of the trailer prior to taking it.

In addition to the charge of Theft In The First Degree, Mr. Gunter has been making extremely slow progress in his sex offender treatment program. To date, Mr. Gunter has not passed his polygraph disclosure examination. Mr. Gunter has admitted to touching the genital area of no more than fifteen boys. He also admitted to sexual contact with no more than fifty boys in the scouting program. Despite these disclosures, Mr. Gunter failed the question of bare sex organ contact within the last 3 1/2 years.

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GUNTER, Gerald Wayne

July 24, 1986

Page #2

Mr. Gunter moved his trailer without permission during the month of July to a playground at Hyatt Lake Resort. Upon learning that Mr. Gunter was next to the playground he was directed to move his trailer to the location where it had previously sat. He has been given additional direction to move out of the resort area and locate closer to Asnland.

Mr. Gunter was arrears on his Court ordered financial obligations but did start paying in June. He is presently \$10.00 arrears on supervision fees and has paid \$90.00 on his Court fees.

EVALUATION:

Mr. Gunter has become involved in illegal behavior and is making marginal progress in his sex offender treatment program. The Court will be advised as to the disposition of the felony charges against Mr. Gunter and his treatment progress.

RECOMMENDATION:

It is respectfully recommended that no action be taken at this time and that the violations against Mr. Gunter be held in abeyance.



Sam S. Olsen
Parole and Probation Officer



Approved By: Bob Grindstaff
Branch Manager

SSO:KM
07.28.86

cc: Judge R. B. White
Medford Branch Office

CONF024870

January 30, 1986

Mr. Edwin A. Weiseth
Scout Executive
Crater Lake Council, No. 491

PERSONAL AND CONFIDENTIAL

SUBJECT: Gerald Wayne Gunter

Dear Ed:

Thank you for the detailed information concerning the above Scouter. We have reviewed this case with our Attorney and have now placed this man on the Confidential File.

Sincerely,

Paul Ernst, Director
Registration, Subscription &
Statistical Service

spm

cc: Western Region

READY FOR FILE
JAN 30 1986
CARMEN FREEMAN

CONF024871

December 2, 1985

Co. 491

Mr. Edwin A. Weiseth
Scout Executive
Crater Lake Council, No. 491

PERSONAL AND CONFIDENTIAL

SUBJECT: Gerald Wayne Gunter

Dear Ed:

Thank you for the Confidential Record Sheet which you sent us for Gerald Wayne Gunter. This will be most helpful to us in identifying Mr. Gunter should he try to register in some other location.

If you have any other information which you can provide us we should be most happy to have this to strengthen our file.

Perhaps you could give us a narration on the type of sexual abuse which occurred and any statements from any individuals on the type of situation that was involved. If I can be of help, please do not hesitate to call me so we may discuss this.

Sincerely,

Paul Ernst, Director
Registration, Subscription &
Statistical Service

clf

cc: Western Region

Ready to file
12-3-85
WMM

CONF024872

ASHLAND

OR JACKSON, RIG PINES

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12/31/85

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PAGE 2

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NEWS ALERT

Date: August 7, 1985

Time: 10:30 a.m.

The following information was received from the source indicated and may have possible news or other confidential implications. Details to follow, if required.

Source: Ray Neal Telephone: [REDACTED]

via (Name and Title)

Address: Involves Crater Lake Council, Oregon

The facts: A [REDACTED] called last week regarding an alleged rape of her

Boy Scouts son by an adult leader. All effort for 3 days to reach the council executive of the council president have proved fruitless. The council office manager says she won't talk about the matter "because in her opinion the case is over with and forgotten." In the absence of the area representative, I reached Richard Parker, who was unaware of the matter and promised to look into it. His initial check reveals that the case evolved out of a complaint that the leader, an ASM, got a teen youth drunk. The rape charge followed. It reportedly is before the grand jury.

ACTION OR RECOMMENDATIONS: Council office manager advised that we were trying to be helpful. She still refuses to provide ANY information whatsoever. SE is unreachable on vacation. Council president is unreachable and on vacation. Matter left in the hands of the Western Region.

Signed: Barclay Bolas

Ext: 2271

CONF024874

August 8, 1985

Mr. Edwin A. Weiseth
Scout Executive
Crater Lake Council, No. 491

PERSONAL AND CONFIDENTIAL

Dear Ed:

We have received word by telephone, that a [REDACTED] has accused one of the adult leaders of the rape of her son. Since this could involve a confidential file matter, we are writing to you so that we have all of the facts related to the situation.

Please give us as much information as possible and tell us if this individual should be placed on the confidential file and registration refused.

I am enclosing a confidential record sheet which I would like to have completed so that we have all the necessary facts for identifying this adult leader.

If we may be of help in any other way, please do not hesitate to contact us.

Sincerely,

Paul I. Ernst, Director
Registration, Subscription &
Statistical Service

eko

Attachment

cc: Western Region

READY TO FILE
AUG 09 1985
ERIN O'RILEY

CONF024875